

Panaji, 16th August, 1990 (Sravana 25, 1912)

SERIES II No. 20

OFFICIAL GAZETTE

GOVERNMENT OF GOA

GOVERNMENT OF GOA

Irrigation Department

Notification

No. 3/25-11/90-IRRG

Government is pleased to constitute State Level Committee on Hydrology for the State of Goa under the chairmanship of Chief Engineer (Irrigation), Irrigation Department for the following purpose:—

- i) to assess the availability of hydrologic data covering all phases of hydrologic cycle in the State for rational assessment of water resources and their utilisation and to plan for co-ordinated expansion, if necessary.
- ii) to identify areas in the field of hydrology where research and development activities would be more beneficial with the consultation of HILTECH (INCOH) or premier research organisation in the concerned area giving due consideration to the geographical, hydrological, social and developmental needs of the State (for example, a State in the Western Ghats may identify rainfall variation with orography as a priority research area while a State in semi-arid regions may consider research on hydrological droughts as a priority area).
- iii) to encourage institutes within the State to take up research and development activities in hydrology, if necessary, jointly with the premier national organisations preferably in the areas of national interest identified by the HILTECH (INCOH) or in the priorities area identified by the SCH.
- iv) to assess educational facilities in hydrology within the State and recommend the needs of improvement to HILTECH (INCOH).
- v) to assess, identify and quantify the need of the State for training of personnel in different aspects of hydrology, and co-ordinate with premier research organisations for making the training facilities available.
- vi) to provide a forum for exchanging information about operational work being done by different agencies in the State in the field of hydrology and disseminate the same to other States for mutual co-ordination.
- vii) to Co-ordinate the work with the work of the HILTECH (INCOH) and take technical guidance from it on various problems concerning hydrology in the State.

The Committee shall meet once in three months and shall comprise of the following members:—

1. The Chief Engineer, Irrigation Department, Panaji-Goa — Chairman.
2. Professor (Civil Engineering), Goa College of Engineering — Member.
3. Project Officer Incharge of Soil and Water Management, Agriculture Department, Panaji — Member.

4. Member Secretary, Goa State Pollution Control Board, Bambolim-Goa — Member.
5. Station Incharge, Meteorological Department — Member.
6. Sr. Hydrogeologist (H. G.), Irrigation Department — Member.
7. Representative of CWPRS, Khadakwasla, Pune or Executive Engineer, CWC of the jurisdiction — Member.
8. Superintending Engineer (Water Supply), Public Works Department, Panaji-Goa — Member.
9. Superintending Engineer, Central Planning Organisation, Irrigation Department, Panaji-Goa — Member Secretary.

By order and in the name of the Governor of Goa.

D. V. Sathe, Under Secretary to the Government of Goa (Irrigation).

Panaji, 9th August, 1990.

Department of Power

Order

No. 2/31/86-Power

The following transfer of the Executive Engineers (Electrical) working in the Electricity Department are hereby ordered in public interest with immediate effect:—

Sl. No.	Name and designation	Present place of posting	Place where transferred
1.	Shri T. R. Raman, Executive Engineer.	Division No. I, Panaji.	E. E. Division IX, Tivim vice Shri Arun Braganza, E. E.
2.	Shri Arun Braganza, Executive Engineer.	Division No. IX, Tivim.	Vice Shri S. N. Jain, Executive Engineer, Division No. VI, Mapusa.
3.	Shri S. N. Jain, Executive Engineer.	Division VI, Mapusa.	Vice T. Nagarajan, Executive Engineer, Division-III, Ponda.
4.	Shri T. Nagarajan, Executive Engineer.	Division No. III, Ponda.	Vice Shri T. H. Rao, Executive Engineer, Division No. VII, Curchorem.
5.	Shri T. H. Rao, Executive Engineer.	Division No. VII, Curchorem.	Vice Shri J. R. Lotlikar, Executive Engineer, Division-II, Margao.

Sl. No.	Name and designation	Present place of posting	Place where transferred
6.	Shri J. R. Lotlikar, Executive Engineer.	Division No. II, Margao.	Vacant post at Bicholim.
7.	Shri S. K. Dutta, Executive Engineer.	Reported after availing study leave	Vice Shri T. R. Raman, Executive Engineer, Division No. I, Panaji.
8.	Shri R. A. Ghali, Executive Engineer.	Division No. XI, Vasco-da-Gama.	Executive Engineer (Planning) Chief Electrical Engineer's Office, Panaji on acceptance of resignation of Shri M. Durairaj due on 31-8-1990.

2. Shri S. K. Dutta, Executive Engineer shall move first and relieve Shri T. R. Raman, Executive Engineer, Div. No. I, Panaji.

3. Shri T. Nagarajan, Executive Engineer, Division No. III, Ponda shall move first by handing over the charge to Shri Alberto D'Souza, Executive Engineer, Division No. X, Ponda.

4. Shri Arun Braganza, Executive Engineer, Division No. IX, Tivim, shall not avail joining time which period will be credited to leave account.

5. Shri T. H. Rao, Executive Engineer, shall continue to hold the additional charge of Division XII, Xeldem, and shall not avail joining time since the transfer is made on his request.

By order and in the name of the Governor of Goa.

Subhash V. Elekar, Under Secretary (Power).

Panaji, 28th June, 1990.

Public Health Department

Order

No. 13/221/87-I/PHD

Read: Government Order No. 13/221/87-I/PHE dated 23-7-1990.

Consequent upon the transfer of Dr. Gokuldas V. Sawant, Medical Officer, Primary Health Centre, Valpoi as Rural Medical Officer at Rural Medical Dispensary, St. Estevam, Dr. Deepak G. Kabadi, Rural Medical Officer at Rural Medical Dispensary, St. Estevam is transferred and posted at Primary Health Centre, Candolim with immediate effect vice Dr. Adolf Dias, Medical Officer, already transferred.

By order and in the name of the Governor of Goa.

L. J. Menezes Pais, Under Secretary (Health).

Panaji, 3rd August, 1990.

Department of Mines

Order

No. 96/437/88-Mines

In exercise of the powers conferred by sub-section (2) of section 8 of the Mines and Minerals (Regulation and Development) Act, 1957 (Central Act 67 of 1957), read with sub-rule (2) of rule 24A of the Mineral Concession Rules, 1960, the Government of Goa hereby renews the mining lease with the previous approval of the Central Government in favour of Shri C. N. Agrawal (hereinafter referred to as 'The Lessee'), for undertaking mining operations for Iron Ore

in the area shown in the schedule appended to this Order for a period of 10 years subject to the special conditions as laid down hereunder to be incorporated in the lease deed which shall be executed by the Lessee and the Governor of Goa:—

1. The Lessee shall carry out at his expenses such experiments on remedial measures as directed by the Director of Industries and Mines, Government of Goa or any other officer authorised by him and shall report the result to him.
2. The Lessee shall allow, co-operate with and provide all facilities to the experts authorised by the Government to carry out research work or experiments on remedial measures in his leased area or dumping sites.
3. The Lessee shall, at his own expenses undertake remedial measures to the satisfaction of the Director of Industries and Mines, Government of Goa (hereinafter called Director of Industries and Mines) to prevent damage to the agricultural or forest lands due to the flow of mining rejection or wastes or slimes resulting from his mining operations, within a reasonable time or such time as may be directed by the Director of Industries and Mines.
4. If the Director of Industries and Mines or the officer authorised by him in this behalf, is of the opinion that any active dump causes or will cause damage to the agricultural or forest land, which cannot be prevented, he may by order in writing, direct to stop further dumping on such dump. No such order shall however be made unless the Lessee is afforded a reasonable opportunity of stating his case.
5. The Lessee shall undertake to rehabilitate the land left over after the mining operations are concluded, through soil conservation measures to the satisfaction of the Government and within such reasonable time as the Government may by an order in writing specify.
6. In the event of the failure on the part of the Lessee to undertake the aforesaid measures within the stipulated period, the Government without prejudice to any other action it may take against the Lessee, may take the requisite steps to rehabilitate the said land and recover the expenses incurred for such work from the Lessee as arrears of land revenue.
7. The Lessee shall undertake necessary measures to consolidate the dumps by planting suitable species of grass, legumes, or trees, etc. as may be directed by the Director of Industries and Mines, from time to time.
8. The Lessee shall undertake to plant elsewhere within the leased area at least as many trees as are removed during the mining operations.
9. The Lessee shall not dump or allow it to be dumped any rejects at any point within a distance of 100 metres from the bank of any river or nallah and 50 metres from the lease boundary, except with the previous written permission of the Government.
10. The Lessee shall not discharge or allow it to be discharged any muddy and slimy water from the beneficiation/washing plant and shall provide settling tanks of proper design and adequate capacity for settling solids so that only decanted water may overflow.
11. The Lessee shall undertake the work of desilting of drains and streams outside the leased area periodically to prevent them from being choked and shall provide check dams to facilitate the settling of suspended solids.
12. The Lessee shall take necessary steps not to overload or allow it to be overloaded the trucks carrying the ore/rejects from the leased area to any loading point or stockyard.
13. The Lessee shall make and pay such reasonable compensation to the owner or tenant or occupant of the land or property situated in the leased area or in the vicinity of the leased area which is damaged or injured or disturbed as a result of mining operations or due to the flow of mining rejects, slimes or wastes from the mine as the case may be, as may be assessed by the Collector South Goa in accordance with the law in force on the subject and shall indemnify or keep

indemnified fully and completely the Government against all claims which may be made by any person or persons in respect of any such damage, injury or disturbance and all costs and expenses in connection therewith.

14. The Lessee shall obtain surface rights or obtain consent of the owner/occupier of land before entering the land for commencement of mining operations in the area.

Shri G. N. Agrawal shall on peril of revocation of this Order execute within a period of 180 days from the date of communication of this Order a deed of lease as contemplated under rule 31 of the Mineral Concession Rules, 1960.

SCHEDULE

District	Taluka	Village	Area in Hectares
South Goa	Quepem	Maina	87.28 Ha.

By order and in the name of the Governor of Goa.

Subhash V. Elekar, Under Secretary (Mines).

Panaji, 21st November, 1989.

Order

No. 96/79/87-Mines

In exercise of the powers conferred by sub-section (2) of section 8 of the Mines and Minerals (Regulation and Development) Act, 1957 (Central Act 67 of 1957), read with sub-rule (2) of rule 24A of the Mineral Concession Rules, 1960, the Government of Goa hereby renews the mining lease with the previous approval of the Central Government in favour of M/s. V. S. Dempo & Co. Ltd. (hereinafter referred to as 'The Lessee'), for undertaking mining operations for Iron Ore in the area shown in the schedule appended to this Order for a period of 10 years subject to the special conditions as laid down hereunder to be incorporated in the lease deed which shall be executed by the Lessee and the Governor of Goa:—

1. The Lessee shall carry out at his expenses such experiments on remedial measures as directed by the Director of Industries and Mines, Government of Goa or any other officer authorised by him and shall report the result to him.

2. The Lessee shall allow, co-operate with and provide all facilities to the experts authorised by the Government to carry out research work or experiments on remedial measures in his leased area or dumping sites.

3. The Lessee shall, at his own expenses undertake remedial measures to the satisfaction of the Director of Industries and Mines, Government of Goa (hereinafter called Director of Industries and Mines) to prevent damage to the agricultural or forest lands due to the flow of mining rejection or wastes or slimes resulting from his mining operations, within a reasonable time or such time as may be directed by the Director of Industries and Mines.

4. If the Director of Industries and Mines or the officer authorised by him in this behalf, is of the opinion that any active dump causes or will cause damage to the agricultural or forest land, which cannot be prevented, he may by order in writing, direct to stop further dumping on such dump. No such order shall however be made unless the Lessee is afforded a reasonable opportunity of stating his case.

5. The Lessee shall undertake to rehabilitate the land left over after the mining operations are concluded, through soil conservation measures to the satisfaction of the Government and within such reasonable time as the Government may by an order in writing specify.

6. In the event of the failure on the part of the Lessee to undertake the aforesaid measures within the stipulated period, the Government without prejudice to any other action it may take against the Lessee, may take the requisite steps to rehabilitate the said land and recover the expenses incurred for such work from the Lessee as arrears of land revenue.

7. The Lessee shall undertake necessary measures to consolidate the dumps by planting suitable species of grass, legumes, or trees, etc. as may be directed by the Director of Industries and Mines, from time to time.

8. The Lessee shall undertake to plant elsewhere within the leased area at least as many trees as are removed during the mining operations.

9. The Lessee shall not dump or allow it to be dumped any rejects at any point within a distance of 100 metres from the bank of any river or nallah and 50 metres from the lease boundary, except with the previous written permission of the Government.

10. The Lessee shall not discharge or allow it to be discharged any muddy and slimy water from the beneficiation/washing plant and shall provide settling tanks of proper design and adequate capacity for settling solids so that only decanted water may overflow.

11. The Lessee shall undertake the work of desilting of drains and streams outside the leased area periodically to prevent them from being choked and shall provide check dams to facilitate the settling of suspended solids.

12. The Lessee shall take necessary steps not to overload or allow it to be overloaded the trucks carrying the ore/rejects from the leased area to any loading point or stockyard.

13. The Lessee shall make and pay such reasonable compensation to the owner or tenant or occupant of the land or property situated in the leased area or in the vicinity of the leased area which is damaged or injured or disturbed as a result of mining operations or due to the flow of mining rejects, slimes or wastes from the mine as the case may be, as may be assessed by the Collector, South Goa in accordance with the Law in force on the subject and shall indemnify or keep indemnified fully and completely the Government against all claims which may be made by any person or persons in respect of any such damage, injury or disturbance and all costs and expenses in connection therewith.

14. The Lessee shall obtain surface rights or obtain consent of the owner/occupier of land before entering the land for commencement of mining operations in the area.

M/s. V. S. Dempo & Co. Ltd. shall on peril of revocation of this Order execute within a period of 180 days from the date of communication of this Order a deed of lease as contemplated under rule 31 of the Mineral Concession Rules, 1960.

SCHEDULE

District	Taluka	Village	Area in hectares
North Goa	Satari	Onvalim	99.9542 Ha.

By order and in the name of the Governor of Goa.

Subhash V. Elekar, Under Secretary (Mines).

Panaji, 21st November, 1989.

Order

No. 5/73/89-MINES

Whereas M/s. V. M. Salgaocar & Bro. Ltd. (hereinafter referred to as the 'said party') have vide their application dated 18-11-1988 sought for the renewal of the mining lease bearing No. 36 of 1958 for extraction of iron ore over an area of 98.1580 Ha. situated at village Morlem of Satari Taluka, State of Goa (hereinafter referred to as the 'said mining lease');

And whereas after scrutiny it is found that the said party has not submitted an approved mining plan as required under sub-rule (3) of rule 22 of the Mineral Concession Rules, 1960 (hereinafter referred to as the 'said rules');

And whereas a notice bearing No. 96/248/88-Mines dated 20-3-1989 was issued to the said party as required under sub-rule (3) of the said rules;

And whereas the said party has failed to comply with the requirements of the said notice;

And whereas a notice bearing No. 5/73/89-MINES dated 12-12-1989 was issued to the party calling upon them to

attend the personal hearing in response to which their representative attended the said hearing;

And whereas by letter No. 5/73/89-MINES dated 26-12-1989 the said party was directed to submit the written submission.

And whereas the said party has failed to submit the written submission. In this connection it is submitted that sufficient time was given to the party to produce the approved mining plan. However, the party failed to submit the approved mining plan as required under the said rules.

Now, therefore, in exercise of the powers conferred by sub-rule (1) of rule 26 of the Mineral Concession Rules, 1960, the Government of Goa hereby refuse to renew the said mining lease as the said party has failed to submit the approved mining plan.

E. S. Sethi, Secretary (Mines).
Panaji, 13th March, 1990.

Order

No. 5/73/89-MINES

Whereas M/s. V. M. Salgaocar & Bro. Ltd. (hereinafter referred to as the 'said party') have vide their application dated 18-11-1988 sought for the renewal of the mining lease bearing No. 12 of 1955 for extraction of Iron ore over an area of 34.6280 Ha. situated at village Velguem of Bicholim Taluka, State of Goa (hereinafter referred to as the 'said mining lease');

And whereas after scrutiny it is found that the said party has not submitted an approved mining plan as required under sub-rule (3) of rule 22 of the Mineral Concession Rules, 1960 (hereinafter referred to as the 'said rules');

And whereas a notice bearing No. 96/239/88-Mines dated 20-3-1989 was issued to the said party as required under sub-rule (3) of the said rules;

And whereas the said party has failed to comply with the requirements of the said notice;

And whereas a notice bearing No. 5/73/89-MINES dated 12-12-1989 was issued to the party calling upon them to attend the personal hearing in response to which their representative attended the said hearing;

And whereas by letter No. 5/73/89-MINES dated 26-12-1989 the said party was directed to submit the written submission.

And whereas the said party has failed to submit the written submission. In this connection it is submitted that sufficient time was given to the party to produce the approved mining plan. However, the party failed to submit the approved mining plan as required under the said rules.

Now, therefore, in exercise of the powers conferred by sub-rule (1) of rule 26 of the Mineral Concession Rules, 1960, the Government of Goa hereby refuse to renew the said mining lease as the said party has failed to submit the approved mining plan.

E. S. Sethi, Secretary (Mines).
Panaji, 13th March, 1990.

Department of Labour

Order

No. 28/21/90-LAB

Whereas the Government of Goa is of the opinion that an industrial dispute exists between the management of M/s. Cobra Detective and Security Services, Panaji-Goa,

and their workman Shri Bras D'Souza represented by the Goa Trade and Commercial Workers' Union in respect of the matter specified in the Schedule annexed hereto (hereinafter referred to as the 'said dispute');

And whereas the Government of Goa considers it expedient to refer the said dispute for adjudication.

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947) (hereinafter referred to as the 'said Act'), the Government of Goa hereby refers the said dispute for adjudication to the Industrial Tribunal of Goa, Daman and Diu at Panaji-Goa, constituted under section 7-A of the said Act.

SCHEDULE

"Whether the action of the management of M/s. Cobra Detective and Security Services, Panaji-Goa, in refusing employment to their workman Shri Bras D'Souza with effect from 7-12-1989 is legal and justified?"

If not, to what relief the workman is entitled?"

By order and in the name of the Governor of Goa.

Subhash V. Elekar, Under Secretary (Labour).

Panaji, 13th June, 1990.

Order

No. 28/25/88-ILD

In exercise of the powers conferred by sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947), the Government of Goa hereby amends the Government Order No. 28/25/88-ILD dated 5-10-1988 (hereinafter called the 'said Order'), as follows:—

In the Schedule to the said Order, for the figures and words "20th November, 1986", the figures and words "25th April, 1987" shall be substituted.

By order and in the name of the Governor of Goa.

Subhash V. Elekar, Under Secretary (Labour).

Panaji, 9th August, 1990.

Law (Establishment) Department

Notification by the High Court of Judicature
Appellate Side, Bombay

No. A. 3902/G/90.

The Honourable the Chief Justice and Judges make the following transfers and postings with effect from re-opening of the Courts after Summer vacation:—

Name and present posting	New posting
1) Shri D. R. Kenkre, Civil Judge, Senior Division & Judicial Magistrate, First Class, Bicholim.	Ponda
2) Shri P. Sunderarajan, Civil Judge, Senior Division & Judicial Magistrate, First Class, Ponda.	Bicholim

High Court, Appellate Side,
Bombay, 2 May, 1990.

S. V. Joshi,
Registrar.